

OCT 14 2004

I hereby certify that this correspondence is being sent by facsimile transmission in accordance with § 1.6(d) addressed to Art Unit 1636, Central Facsimile No. (703) 872-9306, MS Amendment, Commissioner for Patents, Alexandria, VA 22313-1450 on the date shown below.

Date: October 14, 2004By: 

Carol A. See

PATENT  
Docket No. GC372

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
	)	Group Art Unit: 1636
Timothy Fowler et al.	)	
	)	Confirmation No. 4697
Serial No.: 08/876,132	)	
	)	Examiner: Daniel M. Sullivan, Ph.D.
Filed: June 23, 1997	)	

For: IMPROVED ENTEROBACTERIACEAE FERMENTATION STRAINS

AMENDMENT AND RESPONSE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is responsive to the non-final Office Action mailed March 22, 2004 and the Office communication dated September 7, 2004, which indicated that the amendment filed on June 14, 2004 did not comply with the requirements of 37 CFR 1.121(c) because the status of the identifiers was improper.

A time period of one (1) month from the mailing date of the September 7, 2004 notice was given in which to submit an amendment in compliance with 37 CFR 1.121. This response is considered timely and is being filed concurrently with a petition for a one (1) month extension of time, until November 7, 2004.

Please consider and enter the present amendment and remarks.

GC372 AM 10/04

BEST AVAILABLE COPY

**RECEIVED  
CENTRAL FAX CENTER****OCT 14 2004**

Serial No. 08/876,132

Docket No. GC372

**FAX COVER SHEET**

☐ Urgent  
☐ Confidential  
☐ Action Required  
☐ Reply Requested  
☐ For Your Info.

**TO:** Group Art Unit 1636

**OF:** USPTO

**Fax No.:** (703) 872-9306 (Central Facsimile No.)

**FROM:** Carol See for Lynn Marcus-Wyner  
Patent Attorney

**LOCATION:** GENENCOR INTERNATIONAL, INC.  
Legal Department  
925 Page Mill Road  
Palo Alto, CA 94304-1013  
Tel: 650-846-7549  
Fax: 650-845-6504

**DATE:** October 14, 2004

**NUMBER OF PAGES TO FOLLOW:** 13 **SENT BY:** cas

**RE:** Serial No. 08/876,132, Docket No. GC372

**Attachments:** Transmittal (1 page) in duplicate; Amendment and Response (7 pages), and Petition for Extension of Time (2 pages) in duplicate.

The original of this facsimile will be sent to you via:

☐ Regular Mail ☐ Overnight Mail ☐ Hand Delivery ☒ Will Not Be Sent

**NOTE:** The information contained in this facsimile message is confidential and may be subject to attorney-client privilege and is intended only for the use of the above named individual(s). If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone( 650/846-7517) and return the original transmission to us by mail.

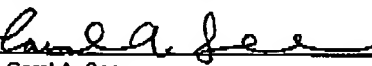
GC372 FaxCover

OCT 14 2004

I hereby certify that this correspondence is being sent by facsimile transmission in accordance with § 1.6(d) addressed to Art Unit 1636, Central Facsimile No. (703) 872-9306, MS Amendment, Commissioner for Patents, Alexandria, VA 22313-1450 on the date shown below.

Date: October 14, 2004

By:

  
Carol A. SeePATENT  
Docket No. GC372

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
	)	Group Art Unit: 1636
Timothy Fowler et al.	)	
	)	Confirmation No. 4697
Serial No.: 08/876,132	)	
	)	Examiner: Daniel M. Sullivan, Ph.D.
Filed: June 23, 1997	)	

For: IMPROVED *ENTEROBACTERIACEAE* FERMENTATION STRAINSTRANSMITTAL LETTER

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

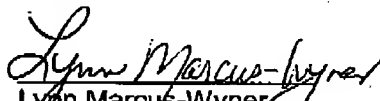
Sir:

In response to the Office Action dated March 22, 2004, enclosed please find the following document: Amendment and Response and Petition for One-Month Extension of Time and fee of \$110.00.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 07-1048 (Docket No. GC372). A duplicate of this paper is enclosed.

Respectfully submitted,

Date: October 14, 2004

  
Lynn Marcus-Wyner  
Reg. No. 34,869

Genencor International, Inc.  
925 Page Mill Road  
Palo Alto, CA 94304-1013  
Tel: 650-846-7620  
Fax: 650-845-6504

GC372 T-offact 10-04

I hereby certify that this correspondence is being sent by facsimile transmission in accordance with § 1.6(d) addressed to Art Unit 1636, Central Facsimile No. (703) 872-9306, MS Amendment, Commissioner for Patents, Alexandria, VA 22313-1450 on the date shown below.

Date: October 14, 2004

By: 

Carol A. See

**PATENT**  
**Docket No. GC372**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	Group Art Unit: 1636
Timothy Fowler et al.	)	
	)	Confirmation No. 4697
Serial No.: 08/876,132	)	
	)	Examiner: Daniel M. Sullivan, Ph.D.
Filed: June 23, 1997	)	

For: **IMPROVED ENTEROBACTERIACEAE FERMENTATION STRAINS**

**TRANSMITTAL LETTER**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

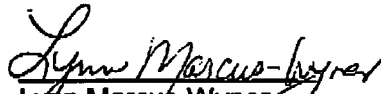
Sir:

In response to the Office Action dated March 22, 2004, enclosed please find the following document: Amendment and Response and Petition for One-Month Extension of Time and fee of \$110.00.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 07-1048 (Docket No. GC372). A duplicate of this paper is enclosed.

Respectfully submitted,

Date: October 14, 2004

  
Lynn Marcus-Wyner  
Reg. No. 34,869

Genencor International, Inc.  
925 Page Mill Road  
Palo Alto, CA 94304-1013  
Tel: 650-846-7620  
Fax: 650-845-6504

GC372 T-offact 10-04

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**